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PATENT TRADEMARK OFFICE

AF/GAU 8763/4
**Wallenstein
& Wagner**

INTELLECTUAL PROPERTY LAW

December 20, 2000



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BOX AF
Commissioner for Patents
Washington, D.C. 20231

Re: U.S. Patent Application No. 09/248,057 for
"Medical Apparatus Using Selective Graphical Interface"
Filed: February 10, 1999
Attorney Docket No. 1417G P 390; Baxter Ref. EIP-5568

Dear Sir:

We are enclosing the following documents for filing with respect to the above-identified Patent Application:

1. Notice of Appeal From The Primary Examiner to the Board of Patent Appeals and Interferences Pursuant to 37 CFR § 1.191 (original plus 1 copy);
2. Check in the amount of \$310.00 for filing the Notice of Appeal; and
3. Return Receipt Postcard.

Very truly yours,

Matthew J. Gryzlo
Reg. No. 43,648
Customer No. 26965

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MJG/sjg

CERTIFICATE OF MAILING

I hereby certify that this document is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to: Box AF, Commissioner for Patents, Washington, D.C., on December 20, 2000.

Sarah J. Goodnight (112535.1)



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Baxter Docket No. EIP-5568
W&W Docket No. 1417G P 390

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): BUI, et al.

Serial No. 09/248,057

Filed: February 10, 1999

Title: MEDICAL APPARATUS USING
SELECTIVE GRAPHICAL INTERFACE

)
)
) Group Art No.: 3763
)
) Examiner: Jeremy Thissell
)
)
)

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD
OF PATENT APPEALS AND INTERFERENCES PURSUANT TO 37 CFR § 1.191**

BOX AF
Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Applicant hereby appeals to the Board from the decision of the Primary Examiner mailed
October 11, 2000 finally rejecting Claims 1, 3, 8-13, 18-21, 24, and 26-37.

This application is on behalf of:

X other than a small entity.

— a small entity.

The proceedings herein are for a patent application and the provisions of 37 C.F.R. §
1.136 apply.

Pursuant to 37 C.F.R. § 1.17(e), the \$310.00 fee for filing the Notice of Appeal is
enclosed.

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U.S. Application No. 09/248,057

Notice of Appeal

Page 2

The proceedings herein are for a patent application and the provisions of 37 CFR § 1.136 apply. Applicant believes that no extension of time is required.

The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 23-0280.

A duplicate copy of this Transmittal is attached.

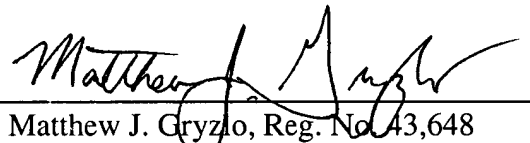
☒ Any additional extension and/or fee.

☒ Any additional fee for claims.

Respectfully submitted,

Dated: December 20, 2000

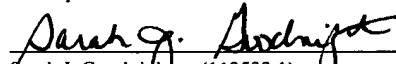
By:


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